# REDACTED – PUBLIC VERSION FILED UNDER SEAL - CONTAINS HIGHLY CONFIDENTIAL INFORMATION UNDER PROTECTIVE ORDER IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

NOVOZYMES A/S,

**Plaintiff** 

v.

C.A. No. 05-160-KAJ

GENENCOR INTERNATIONAL, INC., and ENZYME DEVELOPMENT CORPORATION

**Defendants** 

# APPENDIX B TO PLAINTIFF'S REPLY BRIEF IN SUPPORT OF ITS MOTION FOR LEAVE TO MODIFY THE SCHEDULING ORDER FOR THE PURPOSE OF AMENDING ITS COMPLAINT

Josy W. Ingersoll (No. 1088) Rolin P. Bissell (No. 4478) Karen E. Keller (No. 4489) YOUNG CONAWAY STARGATT & TAYLOR, LLP 1000 West Street, 17th Floor Wilmington, Delaware 19801

(302) 571-6600 kkeller@ycst.com

Joseph R. Robinson
David Tellekson
Robert C. Sullivan, Jr. **DARBY & DARBY P.C.**805 Third Avenue
New York, New York 10022
(212) 527-7700
Attorneys for Plaintiff
Novozymes A/S

Dated: August 28, 2006

## TABLE OF CONTENTS OF THE

# APPENDIX TO PLAINTIFF'S REPLY BRIEF IN SUPPORT OF ITS MOTION FOR LEAVE TO MODIFY THE SCHEDULING ORDER FOR THE PURPOSE OF AMENDING ITS COMPLAINT

Date of Document	Title/ Description	Appendix No.
August 22,2006	Defendants' Motion in	B-1 - B-5
	Limine No. 1 to Exclude the	
	Julie L. Davis Expert	
	Report	
August 22, 2006	Defendants' Motion in	B-6 – B-9
	Limine No. 3 to Preclude	
	Evidence and Argument	
	Concerning Novozymes	
	A/S' Alleged Entitlement to	
	Novozymes North America,	
	Inc.'s Purported Lost Profits	
August 03, 2006.	Deposition Transcript of	B-10 - B-20
	Richard H. Olofson. pp. 1-	
	4;23-25;130;147-149	
July 25, 2006	Plaintiff's Response to	B-21 - B-27
	Defendants' Fourth Set of	
	Interrogatories	
August 04, 2006	Deposition Transcript of	B-28 - B-34
	Maurice G. Beto. pp. 1-	
	4;75-77	
September 14, 2005	Declaration of David J.	B-35 -B-47
	Teece	
June 22, 2005	Declaration of Gregory K.	B-48 - B55
	Lefebvre	
October 04, 2005	Rebuttal Declaration of	B-56 – B-65
	Gregory Lefebvre	
August 19, 2005	Deposition Transcript of	B-66 – B-71
	Gregory K. Lefebvre. pp. 1-	
	4;11-12	

## **CERTIFICATE OF SERVICE**

I, Andrew A. Lundgren, hereby certify that on September 5, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

> Donald E. Reid, Esquire MORRIS NICHOLS ARSHT & TUNNELL 1201 North Market Street PO Box 1347 Wilmington, DE 19899-1347

I further certify that on September 5, 2006, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and on the following nonregistered participants in the manner indicated:

### BY ELECTRONIC MAIL

Tharan Gregory Lanier, Esquire Jane Froyd, Esquire JONES DAY 2822 Sand Hill Road, Suite 240 Menlo Park, CA 94025

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Andrew A. Lundgren

Andrew A. Lundgren (No. 4429) The Brandywine Building 1000 West Street, 17th Floor Wilmington, DE 19801 (302) 571-6600 alundgren@ycst.com

Attorneys for Novozymes A/S